

03-07-01

A

03/06/01  
 11052 U.S. PTO

**UTILITY PATENT APPLICATION TRANSMITTAL**  
 (for Noncontinuing, Nonprovisional  
 Applications under 37 C.F.R. §1.53(b))

Attorney Docket No.69901

Box PATENT APPLICATION  
 Commissioner for Patents  
 Washington, D.C. 20231

Sir:

Transmitted herewith for filing  
 under 37 C.F.R. §1.53(b) is the  
 nonprovisional, noncontinuing  
 patent application for:

Title: METHOD AND APPARATUS FOR  
 DIVERSITY ANTENNA BRANCH  
 SELECTION

First Named Inventor or  
 Application Identifier: Crawford

) CERTIFICATE OF MAILING BY "EXPRESS MAIL"

) "Express Mail" Mailing Label Number

) EL591659377 US

) Date of Deposit March 6, 2001

) I hereby certify that this paper or fee is being  
 deposited with the United States Postal Service  
 "Express Mail Post Office to Addressee" Service  
 under 37 CFR §1.10 on the date indicated above  
 and is addressed to the Commissioner for Patents,  
 Washington, D.C. 20231

) Carrie Merzbacher  
 (Typed or printed name of person mailing)

) (Signature of person mailing)

U.S. PTO  
 09/800231  
 03/06/01

- (X) 46 pages of the specification (including claims and abstract) are enclosed.
- (X) 1 page cover sheet
- (X) 14 sheet(s) of drawings are enclosed. (X) Formal ( ) Informal
- (X) An executed Oath or Declaration and Power of Attorney naming the actual inventors is enclosed.
- ( ) The names of persons believed to be the actual inventors are set forth in the enclosed unexecuted Oath or Declaration and Power of Attorney (§1.41(a) and §1.53(b)).
- (X) An Assignment(s) of the invention to Magis Networks, Inc., and cover sheet are enclosed.
- (X) A check in the amount of \$ 40.00 to cover the fee for recording the assignment(s) is enclosed.
- ( ) A 37 C.F.R. §3.73(b) Statement is enclosed (where an Assignee seeks to take action in a matter before the Patent Office).

- ( ) An Information Disclosure Statement is enclosed.
- ( ) A Form PTO-1449 is enclosed.
- ( ) \_\_\_\_\_ References (copies) listed on the Form PTO-1449 are enclosed.

(X) A Return Receipt Postcard is enclosed (MPEP §503).

( ) Priority of application number \_\_\_\_/\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. §119.

( ) A certified copy of the priority document is enclosed.

( ) A MicroFiche Computer Program (Appendix) is enclosed.

( ) A Nucleotide and/or Amino Acid Sequence Submission is enclosed.

( ) A Computer Readable Copy is enclosed.

( ) A Paper Copy (Identical to Computer Copy) is enclosed.

( ) A Statement Verifying Identity of above Copies is enclosed.

(X) The filing fee is calculated below:

Fee Calculation For Claims As Filed

(a) Basic Fee \$ 710.00

(b) Independent Claims 3 - 3 = 0 x \$ 80.00 = \$ 0

(c) Total Claims 43 - 20 = 23 x \$ 18.00 = \$ 414.00

(d) Fee for Multiple Dependent Claims \$270.00 \$ \_\_\_\_\_

Total Filing Fee \$ 1124.00

(X) Applicant(s) assert that they are entitled to small entity status, reducing the Filing Fee by half to: \$ 562.00

(X) A check in the amount of \$ 562.00 to cover the filing fee is enclosed.

( ) Charge \$ \_\_\_\_\_ to Deposit Account No. 06-1135.

109060 FEB00860

- ( ) The payment of the Filing Fee is to be deferred until the Declaration is filed. Do not charge our Deposit Account.
- ( ) A separate written request under 37 C.F.R. §1.136(a)(3), which is a general authorization to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. §1.136(a) for its timely submission as incorporating a petition for an extension of time for the appropriate length of time, is enclosed.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135. This sheet is filed in duplicate.
- (X) Address all future communications to Customer Number 22242.



FITCH, EVEN, TABIN & FLANNERY  
 Suite 1600  
 120 South LaSalle Street  
 Chicago, Illinois 60603-3406  
 Telephone: (858) 552-1311  
 Facsimile: (858) 552-0095

March 6, 2001  
 Date

Richard E. Wawrzyniak  
 Registration No. 36,048

1090607E200860